

SECOND REGULAR SESSION

# SENATE BILL NO. 978

93RD GENERAL ASSEMBLY

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INTRODUCED BY SENATORS KENNEDY, BRAY, GREEN AND GRAHAM.

Read 1st time January 31, 2006, and ordered printed.

TERRY L. SPIELER, Secretary.

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## AN ACT

To repeal section 163.087, as enacted by conference committee substitute for house committee substitute for senate substitute for senate committee substitute for senate bill no. 287, ninety-third general assembly, first regular session, and to enact in lieu thereof one new section relating to the distribution of the school district trust fund, with an emergency clause.

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*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Section 163.087, RSMo, is repealed and one new section  
2 enacted in lieu thereof, to be known as section 163.087, to read as follows:

163.087. 1. **Except as provided in subsection 4 of this section,**  
2 money in the school district trust fund shall be distributed to each school district  
3 in the state in the same ratio that the weighted average daily attendance in the  
4 district bears to the total weighted average daily attendance in all such school  
5 districts for the preceding year[, except as otherwise provided in section 163.031].

6       2. In addition, each such district which is providing an approved program  
7 for pupils residing on federal lands shall receive an amount which shall be  
8 determined as follows: weighted average daily attendance **or eligible pupils,**  
9 **whichever is applicable for the specified year,** for [pupils] students  
10 residing on federal lands shall be calculated separately for the district in the  
11 manner provided in section 163.011, treating such [pupils] **students** as residents  
12 of the district for this purpose. Such weighted average daily attendance **or**  
13 **eligible pupils, whichever is applicable for the specified year,** shall be  
14 multiplied by one-half of the amount to be received by the district, pursuant to  
15 this subsection, per weighted average daily attendance **or eligible pupils,**  
16 **whichever is applicable for the specified year,** not residing on federal

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

17 lands.

18           **[2.] 3.** Money in the fund shall be distributed monthly. The state board  
19 of education shall certify the amounts to be distributed to the several school  
20 districts to the commissioner of administration who shall issue the warrants  
21 therefor.

22           **[3.] 4.** Money received by a school district from the school district trust  
23 fund shall be deemed to be local tax revenue derived for the same fiscal year in  
24 which the money is received for the teachers' and incidental funds. In the  
25 calculation of state aid for the district under the provisions of section 163.031,  
26 one-half the amount received by the district in the [first preceding] **2004-2005**  
27 year shall be included in local effort as provided in [section 163.031] **subsection**  
28 **10 of section 163.011.**

29           **5. (1)** For purposes of this subsection only, the term "eligible  
30 pupils" shall mean the sum of the average daily attendance, as such  
31 term is defined in section 163.011, of the school term plus the product  
32 of two times the average daily attendance for summer school;

33           **(2)** In the 2006-07 school year and each school year thereafter for  
34 five years, moneys in the school district trust fund shall be distributed  
35 to each school district in the state in the following manner:

36           **(a)** For the 2006-07 school year, fifteen percent of the school  
37 district trust fund shall be distributed in the manner proscribed in  
38 subsection 1 of this section, and eighty-five percent of the school  
39 district trust fund shall be distributed to each school district in the  
40 state in the same ratio that the number of eligible pupils in the district  
41 bore to the total number of eligible pupils in all such school districts  
42 in the 2005-2006 school year;

43           **(b)** For the 2007-08 school year, thirty percent of the school  
44 district trust fund shall be distributed in the manner proscribed in  
45 subsection 1 of this section, and seventy percent of the school district  
46 trust fund shall be distributed to each school district in the state in the  
47 same ratio that the number of eligible pupils in the district bore to the  
48 total number of eligible pupils in all such school districts in the 2005-  
49 2006 school year;

50           **(c)** For the 2008-09 school year, forty-four percent of the school  
51 district trust fund shall be distributed in the manner proscribed in  
52 subsection 1 of this section, and fifty-six percent of the school district  
53 trust fund shall be distributed to each school district in the state in the

54 same ratio that the number of eligible pupils in the district bore to the  
55 total number of eligible pupils in all such school districts in the 2005-  
56 2006 school year;

57 (d) For the 2009-10 school year, fifty-eight percent of the school  
58 district trust fund shall be distributed in the manner proscribed in  
59 subsection 1 of this section, and forty-two percent of the school district  
60 trust fund shall be distributed to each school district in the state in the  
61 same ratio that the number of eligible pupils in the district bore to the  
62 total number of eligible pupils in all such school districts in the 2005-  
63 2006 school year;

64 (e) For the 2010-11 school year, seventy-two percent of the school  
65 district trust fund shall be distributed in the manner proscribed in  
66 subsection 1 of this section, and twenty-eight percent of the school  
67 district trust fund shall be distributed to each school district in the  
68 state in the same ratio that the number of eligible pupils in the district  
69 bore to the total number of eligible pupils in all such school districts  
70 in the 2005-2006 school year;

71 (f) For the 2011-12 school year, eighty-six percent of the school  
72 district trust fund shall be distributed in the manner proscribed in  
73 subsection 1 of this section, and fourteen percent of the school district  
74 trust fund shall be distributed to each school district in the state in the  
75 same ratio that the number of eligible pupils in the district bore to the  
76 total number of eligible pupils in all such school districts in the 2005-  
77 2006 school year.

Section B. Because of the need to provide a quality education for Missouri  
2 students, section A of this act is deemed necessary for the immediate preservation  
3 of the public health, welfare, peace and safety, and is hereby declared to be an  
4 emergency act within the meaning of the constitution, and section A of this act  
5 shall be in full force and effect on July 1, 2006, or upon its passage and approval,  
6 whichever comes later.

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